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5 *Attorneys for Defendant James B. Panther, Jr.*

6 **IN THE UNITED STATES DISTRICT COURT**  
7  
**FOR THE DISTRICT OF ARIZONA**

8  
9 United States of America,  
10  
11 v.  
12 James B. Panther, Jr.;  
13  
14 Plaintiff,  
Defendant.

Case No. CR-19-00448-PHX-DLR-2

**STIPULATION AND JOINT  
MOTION TO CONTINUE  
RESTITUTION HEARING  
SCHEDULED FOR FEBRUARY 20,  
2024 AT 3:30 PM FOR A PERIOD  
OF NINETY DAYS**

16 Plaintiff, United States of America, by and through D. Brittain Shaw, Assistant  
17 United States Attorney United States Department of Justice (the “Government”), and  
18 Defendant James B. Panther Jr. (“Mr. Panther”), by and through undersigned counsel,  
19 respectfully requests that this Court enter an order continuing the restitution hearing  
20 currently scheduled for Tuesday, February 20, 2024 at 3:30 p.m. before the Honorable  
21 Douglas L. Rayes, for a period of ninety days to a date on or after May 29, 2024.

22 The Government has been working to recover monies from overseas accounts,  
23 which may reduce or negate the amount of restitution that Mr. Panther owes in this  
24 matter. As of the date of the filing of this Stipulation and Joint Motion, the Government  
25 has informed that they have sent their MLAT request to repatriate the funds, and things  
26 are moving in Cyprus, but the Government does not believe that they will be able to  
27 repatriate the funds prior to the February 20, 2024 hearing. Given that the amount of  
28 restitution cannot be determined by the time of the currently scheduled restitution

1 hearing, conducting the restitution hearing currently set for February 20, 2024 at 3:30  
2 p.m. would not be a productive use of this Court's time and resources and would not  
3 result in an accurate restitution amount to be paid by Mr. Panther.

4 Therefore, and for the reasons stated above, the Parties respectfully request that  
5 the Court continue the restitution hearing currently scheduled for February 20, 2024 at  
6 3:30 p.m. to a date and time on or after May 29, 2024.  
7

8 RESPECTFULLY SUBMITTED this 7th day of February 2024.  
9

10 NCP Law, PLLC  
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12 Phoenix, Arizona 85012  
13

14 By:   
15 Andrea S. Tazioli (#026621)  
16 Attorneys for Defendant James B.  
17 Panther, Jr.  
18

19 United States Department of Justice  
20 1400 New York Ave.  
21 Washington, DC 20005  
22

23 By: /s/ D. Brittan Shaw (with permission)  
24 D. Brittain Shaw  
25 Attorneys for Plaintiff  
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27  
28

## **CERTIFICATE OF SERVICE**

I certify that on the 7th day of February 2024, I electronically transmitted the foregoing document to the Office of the Clerk of the Court, using the CM/EFC System, for filing and for transmittal of a Notice of Electronic Filing to the CM/EFC registrants on record.

I further certify that I sent this document via email to Assistant United States Attorney Deborah Brittain Shaw at the following email address:  
[Brittain.Shaw@usdoj.gov](mailto:Brittain.Shaw@usdoj.gov)

I further certify that I sent this document via email to US Probation Officer Lisa Cabe at the following email address: [Lisa\\_Cabe@casp.uscourts.gov](mailto:Lisa_Cabe@casp.uscourts.gov)

/s/ Andrea S. Tazioli